

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

|                                 |   |                         |
|---------------------------------|---|-------------------------|
| ADVANCED CARDIOVASCULAR         | ) |                         |
| SYSTEMS, INC. and GUIDANT SALES | ) |                         |
| CORPORATION,                    | ) |                         |
|                                 | ) | C.A. No. 98-80 (SLR)    |
| Plaintiffs,                     | ) | (Consolidated with C.A. |
|                                 | ) | No. 98-314 (SLR) and    |
|                                 | ) | C.A. No. 98-316 (SLR))  |
| v.                              | ) |                         |
|                                 | ) |                         |
|                                 | ) |                         |
| MEDTRONIC VASCULAR, INC. and    | ) |                         |
| MEDTRONIC USA, INC.,            | ) |                         |
|                                 | ) |                         |
| Defendants.                     | ) |                         |

**MEDTRONIC'S RENEWED MOTION FOR JUDGMENT AS A MATTER OF LAW**

Pursuant to Fed. R. Civ. P. 50(b), Defendants Medtronic Vascular, Inc. and Medtronic USA, Inc. hereby renew their motion for judgment as a matter of law. The grounds for this motion are set forth in Medtronic's Opening Brief In Support of its Renewed Motion for Judgment as a Matter of Law, filed herewith.

MORRIS, NICHOLS, ARSHT & TUNNELL

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April 18, 2005

CERTIFICATE OF SERVICE

I hereby certify that on April 18, 2005 I electronically filed the foregoing with the Clerk of the Court using CM/ECF, which will send notification of such filing to the following: Frederick L. Cottrell, III (cottrell@rlf.com), Stuart M. Grant (sgrant@gelaw.com), and Karen Jacobs Loudon (kjlefilng@mnat.com).

I further certify that on April 18, 2005 I served copies of the foregoing on the following counsel in the manner indicated:

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